# JAP7 Rec'd PCTIPTO 19 MAY 2006

PTO-1390 (Rev. 07-2005)
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#### TRANSMITTAL LETTER TO THE UNITED STATES **DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371** INTERNATIONAL APPLICATION NO.

INTERNATIONAL FILING DATE

29 November 2004 (29.11.2004)

ATTORNEY'S DOCKET NUMBER 022727-0148 U.S. APPLICATION TO DESCRIPTION OF CFR 1.5)

04 December 2003

PCT/US2004/039888 (04.12.2003)

NEGATIVE PRESSURE VENTILATION AND RESUSCITATION SYSTEM
APPLICANT(S) FOR DO/EO/US
Yandong JIANG, Robert M. KACMAREK, and Warren M. ZAPOL
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:
1. X This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.
2. This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.
This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. X The US has been elected (Article 31).
5. x A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
a. is attached hereto (required only if not communicated by the International Bureau).
b. X has been communicated by the International Bureau.
c. is not required, as the application was filed in the United States Receiving Office (RO/US).
6. An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
a. is attached hereto.
b. has been previously submitted under 35 U.S.C. 154(d)(4).
7. X Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
a. are attached hereto (required only if not communicated by the International Bureau).
b. have been communicated by the International Bureau.
c. have not been made; however, the time limit for making such amendments has NOT expired.
d. X have not been made and will not be made.
8. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
Items 11 to 20 below concern document(s) or information included:
11 An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. A preliminary amendment.
14. An Application Data Sheet under 37 CFR 1.76.
15. A substitute specification.
16. A power of attorney and/or change of address letter.
17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 – 1.825.
18. A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).



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U.S. APPLICATION NO. (17) negg. Sep 37 CF 5.5) INTERNATIONAL APPLICATION NO. ATTORNEY'S DOCKET NUMBER PCT/US2004/039888 022727-0148 Other items or information: Transmittal Letter (3 sheets in duplicate); copy of PCT International Published Application (WO 2005/056076) (without International Search Report) (22 sheets); copy of Cover sheet for PCT International Published Application (WO 2005/056076) (with Search Report attached) (3 sheets); Certificate of Express Mailing (1 sheet); Check SMALL entity (\$162.50); and Return Postcard. The following fees have been submitted **CALCULATIONS PTO USEONLY** 300.00 22. x Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)....... \$ 0.00 All other situations 23. x Search fee (37 CFR 1.492(b)) Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an \$ 0.00 All other situations TOTAL OF 21, 22 and 23 = \$ 300.00 Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)).

The fee is \$250 for each additional 50 sheets of paper or fraction thereof. Total Sheets Extra Sheets Number of each additional 50 or fraction RATE thereof (round up to a whole number) - 100 = /50 = x \$250.00 \$ Surcharge of \$130 for furnishing any of the search fee, examination fee, or the oath or declaration \$ after the date of commencement of the national stage (37 CFR 1.492(h)). CLAIMS NUMBER FILED NUMBER EXTRA RATE Total claims 21 - 20 = 25.00 25.00 Independent claims 1 - 3 = 0 X MULTIPLE DEPENDENT CLAIM(S) (if applicable) **TOTAL OF ABOVE CALCULATIONS =** 325.00 Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2 162.50 \$ 162.50 Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest S claimed priority date (37 CFR 1.492(i)). TOTAL NATIONAL FEE : \$ 162.50 Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). **\$40.00** per property \$ \$ TOTAL FEES ENCLOSED = \$ 162.50 Amount to be \$ refunded: Amount to be \$ charged

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. 162.50 \_\_\_ to cover the above fees is enclosed. a. X A check in the amount of \$ Please charge my Deposit Account No. \_ in the amount of \$ \_\_\_\_ A duplicate copy of this sheet is enclosed. c. X The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 141449 \_\_\_ . A duplicate copy of this sheet is enclosed. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card Information should not be included on this form. Provide credit card information and authorization on PTO-2038 NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed an granted to restore the International Application to pending status. SEND ALL CORRESPONDENCE TO: William C. Geary III **NUTTER MCCLENNEN & FISH LLP** William C. Geary III **World Trade Center West** NAME 155 Seaport Boulevard Boston, Massachusetts 02210-2604 (617) 439-2766 31,359 Date: May 19, 2006 REGISTRATION NUMBER

### **UNITED STATES PATENT OFFICE**

Applicant(s):

Yandong JIANG, Robert M. KACMAREK, and Warren M. ZAPOL

Application No:

Not yet Assigned

Filed:

Herewith

Entitled:

**NEGATIVE PRESSURE VENTILATION** 

AND RESUSCITATION SYSTEM

Agent's File Reference: 22727-148

### Certification under 37 CFR 1.10

Attention Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

I hereby certify that the following documents are being deposited with the United States Postal Service using "Express Mail Post Office to Addressee" service, Mailing Label No. EV 450 455 867 US, under 37 CFR 1.10 on the date indicated below and addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

- (1) Transmittal Letter (3 sheets in duplicate);
- Copy of PCT International Published Application (WO 2005/056076) (2) (without International Search Report attached) (22 sheets);
- Copy of Cover sheet for PCT International Published Application (WO 2005/056076) (3) (with International Search Report attached) (3 sheets);
- Check (\$162.50) based on SMALL entity; (4)
- Certificate of Express mailing (1 sheet); and (5)
- Return Postcard. (6)

19 May 2006 Date

William C. Geary III Registration No. 31,359